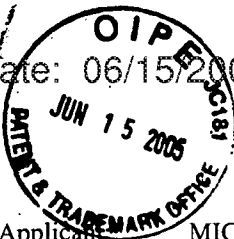


Receipt date: 06/15/2005

10791370 - GAU: 3767



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: MICHELS ET AL. Examiner: UNKNOWN  
Serial No.: 10/791,370 Group Art Unit: 3762  
Filed: MARCH 1, 2004 Docket: 9748.117US01  
Confirmation No.: 8976  
Due Date: JUNE 18, 2005 (30 DAY DATE)  
Title: DELIVERY SYSTEM AND METHOD

CERTIFICATE UNDER 37 CFR 1.8:

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450 Alexandria, Virginia 22313-1450 on June 13 2005.

By:

Name: Kristine A. Wacek

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

**23552**

PATENT TRADEMARK OFFICE

Sir:

We are transmitting herewith the attached:

- ☒ Transmittal Sheet in duplicate containing Certificate of Mailing
- ☒ Supplemental Information Disclosure Statement, Form 1449, 2 Reference(s), Copy of International Search Report
- ☒ Return postcard

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers or any future reply, if appropriate. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. A duplicate of this sheet is enclosed.

Merchant & Gould P.C.  
P.O. Box 2903  
Minneapolis, MN 55402-0903  
612.332.5300

By:

Name: Katherine M. DeVries Smith

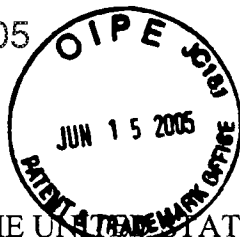
Reg. No.: 42,157

KDeVriesSmith:PLSkaw

/Catherine Witczak/ (09/30/2009)

(PTO TRANSMITTAL - GENERAL)

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /CW/



S/N 10/791,370

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: MICHELS ET AL. Examiner: UNKNOWN  
Serial No.: 10/791,370 Group Art Unit: 3762  
Filed: MARCH 1, 2004 Docket No.: 9748.117US01  
Title: DELIVERY SYSTEM AND METHOD

CERTIFICATE UNDER 37 CFR 1.8:

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450 Alexandria, Virginia 22313-1450 June 13, 2005.

By:

Name: Kristine A. Wacek

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT (37 C.F.R. § 1.97(b))

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

**23552**

PATENT TRADEMARK OFFICE

Dear Sir:

With regard to the above-identified application, the items of information listed on the enclosed Form 1449 are brought to the attention of the Examiner. Enclosed for the Examiner's information is a copy of the International Search Report. Applicants note U.S. Patent No. 4,723,948 also listed in the search report was previously cited to or by the Examiner. At least some of the references were recently cited in an International Search Report mailed May 19, 2005.

This statement should be considered because it is submitted before the mailing date of a first Office Action on-the-merits. Accordingly, no fee is due for consideration of the items listed on the enclosed Form 1449.

Certification Under 37 C.F.R. § 1.704(d)

In accordance with 37 C.F.R. § 1.704(d), the undersigned hereby certifies that each item listed on the enclosed Form 1449 was cited in a communication from a foreign patent office in a counterpart application, and that this communication was not received by any individual designated in 37 C.F.R. § 1.56(c) more than thirty (30) days prior to the filing of this Information

/Catherine Witczak/ (09/30/2009)

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /CW/

Disclosure Statement. Accordingly, no patent term adjustment is due for the filing of this Information Disclosure Statement.

A copy of any foreign patent document or "Other Document" listed on the Form 1449 is enclosed, in accordance with 37 C.F.R. §1.98(a)(2). Because this application was filed after June 30, 2003, copies of the U.S. Patents and U.S. patent publications listed on the enclosed Form 1449 are not provided.

No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§ 102 and 103 and Applicants reserve the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to establish that the reference(s) are not "prior art." Moreover, Applicants do not represent that a reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended.

Consideration of the items listed is respectfully requested. Pursuant to the provisions of M.P.E.P. 609, it is requested that the Examiner return a copy of the attached Form 1449, marked as being considered and initialed by the Examiner, to the undersigned with the next official communication.

Please charge any additional fees or credit any overpayment to Deposit Account No. 13-2725.

Respectfully submitted,

MERCHANT & GOULD P.C.  
P.O. Box 2903  
Minneapolis, Minnesota 55402-0903  
(612) 332-5300

Date: June 13, 2005

Kate DeVries Smith  
Katherine M. DeVries Smith  
Reg. No. 42,157  
KDS:PLSkaw

/Catherine Witczak/ (09/30/2009)

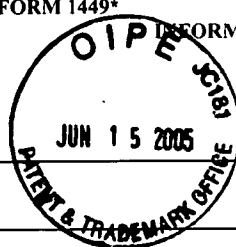
Receipt date: 06/15/2005

Date Mailed: JUNE 13, 2005

10791370 - GAU: 3767

Sheet 1 of 1

<b>FORM 1449*</b> <b>INFORMATION DISCLOSURE STATEMENT</b> <b>IN AN APPLICATION</b> (Use several sheets if necessary)	Docket Number: 9748.117US01	Application Number: 10791,370
	Applicant: MICHELS ET AL.	
	Filing Date: 03/01/2004	Group Art Unit: 3762



**U.S. PATENT DOCUMENTS**

EXAMINER INITIAL	DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	4,895,570	01/23/1990	Larkin			
	5,344,414	09/06/1994	Lopez et al.			

**FOREIGN PATENT DOCUMENTS**

	DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO
	0 537 892 A1	04/21/1993	EP				
	WO 92/13584	08/20/1992	PCT				

**OTHER DOCUMENTS** (Including Author, Title, Date, Pertinent Pages, Etc.)


**23552**

PATENT TRADEMARK OFFICE

EXAMINER /Catherine Witczak/ (09/30/2009)	DATE CONSIDERED
EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form for next communication to the Applicant.	